

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

520 S. MICHIGAN AVENUE ASSOCIATES, )  
LTD d/b/a THE CONGRESS PLAZA HOTEL )  
& CONVENTION CENTER, )  
                                               )  
Plaintiff, )  
                                               )  
vs.                                         ) Case No. 10 CV 1395  
                                               )  
UNITE HERE National Retirement Fund, ) Judge Kennelly  
                                               )  
Defendant.                                 )

**NOTICE OF MOTION**

To:	Ronald E. Richman Shannon Cade Schulte Roth & Zabel, LLP 919 Third Avenue New York, NY 10022	Michele M. Reynolds Kara R. Eisen Ronald M. Willis Dowd, Bloch & Bennett 8 S. Michigan Ave., 19 <sup>th</sup> Floor Chicago, IL 60603
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**PLEASE TAKE NOTICE,** that on the **6th day of April, 2010**, at the hour of **9:30 a.m.**, or as soon thereafter as counsel may be heard, we shall appear before the Honorable Judge Matthew F. Kennelly, or any Judge sitting in his stead in room 2103 of the United States District Court for the Northern District of Illinois, Eastern Division, 219 South Dearborn Street, Chicago, IL 60604 and shall then and there present the foregoing **PLAINTIFF'S MOTION TO STRIKE COUNTERCLAIM**, a copy of which is attached hereto.

Respectfully submitted,  
Peter Andjelkovich & Associates

By: /Bradley Wartman  
One of Plaintiff's attorneys

Bradley Wartman, Esq.  
Peter Andjelkovich, Esq.  
Peter Andjelkovich & Associates  
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**CERTIFICATE OF SERVICE**

I, Bradley Wartman, an attorney, hereby certify that the above and foregoing **PLAINTIFF'S MOTION TO STRIKE COUNTERCLAIM** was served upon all counsel of record listed below by CM/ECF electronic transmission on this 2<sup>nd</sup> day of April, 2010.

Ronald E. Richman  
Shannon Cade  
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By: Bradley Wartman